

**REMARKS**

In response to the Office Communication mailed November 7, 2008, the Examiner stated that our Response filed on August 19, 2008 was not fully responsive to the prior Office Action because the Statement of Assignment attached to the Terminal Disclaimer as filed was not acceptable. Applicant respectfully submits herewith three Terminal Disclaimers filed in compliance with 37 C.F.R. 1.321.

Applicant believes there are no fees due at this time since the \$195.00 Terminal Disclaimer Statutory Fee (\$65.00 x 3) was already deducted from Deposit Account No. 50-2148 of Baker Botts L.L.P. on August 20, 2008. However, the Commissioner is hereby authorized to charge any fees necessary or credit any overpayment to Deposit Account No. 50-2148 of Baker Botts L.L.P. in order to effectuate this filing.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicant's attorney, Guy F. Birkenmeier, at 512.322.2647.

Respectfully submitted,  
BAKER BOTTS L.L.P.  
Attorney for Applicant



Guy F. Birkenmeier, Ph.D.  
Reg. No. 55,622

Date: December 8, 2008

SEND CORRESPONDENCE TO:

BAKER BOTTS L.L.P.

CUSTOMER NO. **31625**

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512.322.8383 (fax)